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OFFICE OF PETITIONS

In re Application of :
Kolter et al. :
Application No. 09/873,431 : ON PETITION
Filed: June 5, 2001 :
Attorney Docket No. 51497 :

This is in response to the petition under 37 CFR 1.182, filed March 7, 2005, requesting that the Office withdraw the terminal disclaimer submitted on August 10, 2004.

With the present petition, petitioner submitted a petition fee of \$130.00. However, effective December 8, 2004, the fee for a petition under 37 CFR 1.182 increased to \$400.00. The rules and statutory provisions governing the operations of the Office require payment of a fee upon filing a petition. In this instance, the petition fee is deficient in the amount of \$270.00. Moreover, Deposit Account No. 14-1437 has insufficient funds to pay the balance due.

The petition under 37 CFR 1.182 will not be treated on its merits, but rather will remain in the file until the Office receives a renewed petition under 37 CFR 1.182, as well as the balance of the fee due in the amount of \$270.00.

Petitioner must file both a request for reconsideration and pay the balance due of \$270.00 within **TWO (2) MONTHS** of this decision. No extensions of time are permissible.

Further correspondence with respect to this matter should be addressed as follows and **to the attention of Senior Petitions Attorney Christina Tartera Donnell:**

By mail: Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

By FAX: (703) 872-9306
 Attn: Office of Petitions

By hand: Customer Service Window
 Randolph Building
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Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3211.

Christina Tartera Donnell

Christina Tartera Donnell
Senior Petitions Attorney
Office of Petitions